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10 Attorneys for Defendants Jungle Quest Franchising, LLC;
11 William E. Gabbard; Kevin P. Hein; James S. Molloy; and
12 Douglas W. Root
13 *Admitted Pro Hac Vice*

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

13 Ian Inman, an individual; Richard Inman, an
14 individual; Diane Inman, an individual; and
15 Jungle Pulse, Inc., a California Corp.,

16 Plaintiffs,

17 vs.

18 Jungle Quest Franchising, LLC; William E.
19 Gabbard; Kevin P. Hein; James S. Molloy;
20 Douglas W. Root; and Preti Flatherty
21 Believeau Pachios & Halley, LLP,

22 Defendants.

CASE NO. C 09-05584 CW

STIPULATION AND ~~PROPOSED~~ ORDER
OF DISMISSAL WITH PREJUDICE

JUDGE: Hon. Claudia Wilken

FILE DATE: April 26, 2010
TRIAL DATE: Not Set Yet

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TO THIS HONORABLE COURT:

SUBJECT TO COURT APPROVAL, Plaintiffs IAN INMAN, RICHARD INMAN,
DIANE INMAN, and JUNGLE PULSE, INC. ("PLAINTIFFS") Defendants JUNGLE QUEST
FRANCHING LLC, WILLIAM E. GABBARD, KEVIN P. HEIN, JAMES S. MOLLOY, and
DOUGLAS W. ROOT (collectively "JUNGLE QUEST") (collectively "the Parties"), through
their respective attorneys of record, HEREBY STIPULATE AS FOLLOWS:

STIPULATION AND ~~PROPOSED~~ ORDER
OF DISMISSAL WITH PREJUDICE

1 WHEREAS, PLAINTIFFS filed their Complaint in this Court on November 24, 2009
2 ("Complaint") alleging causes of action for violations of the California franchise investment law
3 and the California unfair business practices law, fraud and deceit, negligent misrepresentation,
4 breach of contract, and for declaratory relief against JUNGLE QUEST.

5 WHEREAS, the PLAINTIFFS and JUNGLE QUEST have reached an agreement to
6 settle the causes of action asserted by PLAINTIFFS against JUNGLE QUEST in the Complaint.

7 WHEREAS, the Parties have agreed to a dismissal of this matter with prejudice.

8 This Stipulation of Dismissal does not dismiss PLAINTIFFS' claims against Preti
9 Flatherty Believeau Pachios & Halley, LLP.

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11 IT IS SO STIPULATED.

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13 DATED: April 23, 2010

Respectfully submitted,

14 WHEELER TRIGG O'DONNELL LLP

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17 By 

18 Andrew M. Unthank
19 Attorneys for JUNGLE QUEST FRANCHISING LLP,
20 WILLIAM E. GABBARD, KEVIN P. HEIN, JAMES S.
MALLOY AND DOUGLAS W. ROOT

21 DATED: April 26, 2010

LAGARIUS & BOULTER, LLP

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23 By 

24 Robert S. Boulter
25 Attorneys for Plaintiffs IAN INMAN, RICHARD
26 INMAN, DIANE INMAN, AND JUNGLE PULSE, INC.

ORDER

Having considered the foregoing Stipulation, and good cause appearing therefore **IT IS HEREBY ORDERED** that:

1. The Stipulation for Dismissal With Prejudice between Defendants JUNGLE QUEST FRANCHING LLC, WILLIAM E. GABBARD, KEVIN P. HEIN, JAMES S. MOLLOY, and DOUGLAS W. ROOT (collectively "JUNGLE QUEST"), on the one hand, and Plaintiffs IAN INMAN, RICHARD INMAN, DIANE INMAN, and JUNGLE PULSE, INC. (collectively "PLAINTIFFS"), on the other hand, is **GRANTED**, and PLAINTIFFS' claims against JUNGLE QUEST are hereby **DISMISSED WITH PREJUDICE**.

2. This Order of Dismissal With Prejudice does not dismiss PLAINTIFFS' claims against Preti Flatherty Believeau Pachios & Halley, LLP.

Dated: 4/30/2010


Hon. Claudia Wilkin